

**YADKIN COUNTY BOARD OF COMMISSIONERS
REGULAR MINUTES**

Monday, November 1, 2010

The Yadkin County Board of Commissioners met in Regular Session on Monday, November 1, 2010, in the Yadkin County Human Services Building (Commissioners Meeting Room), 217 East Willow Street, Yadkinville, North Carolina.

Present were:

Chairman Chad Wagoner
Vice Chairman Kevin Austin
Commissioner Tommy Garner
Commissioner David Moxley
Commissioner Brady Wooten

Staff present: County Attorney, James Graham; County Manager/Interim Clerk to the Board, Aaron Church; and Assistant to the County Manager/HR Officer, Lisa Hughes.

CALL TO ORDER by Chairman Wagoner at 9:00am

INVOCATION led by James Graham

PLEDGE OF ALLEGIANCE led by Chairman Wagoner.

ADJUSTMENT TO / ADOPTION OF THE AGENDA

The Health Board Appointments were pulled at the request of Health Director, Mike Reavis; Consent Agenda items 4 and 2 were pulled and moved to Board Action 4 and 5 respectively.

Vice Chairman Austin made a motion to adopt the Agenda with the above adjustments, Commissioner Wooten second.

Vote: 5/0

Public Comments

None

Approval of Minutes

Commissioner Wooten made a motion to approve the October 18th Regular Session Minutes with noted change and the October 18th Closed Session minutes. Commissioner Garner second.

Vote: 5/0

Presentations and Reports

- 1) Chairman Wagoner recognized Shirley Phillips as winner of the County Motto Contest. She submitted the motto "Heritage, Pride and Possibilities." The Chairman presented Mrs. Phillips with a check for \$500.
- 2) Kelli Wilcox of Atlas Engineering provided a status report on the Courthouse Roof Repair/Replacement project. The Engineering Firm stated there are actually four roofs on the Courthouse and they referred to as Areas A, B, C, and D in their report. They

recommended Areas A and B to be the base construction bid and Areas C & D be alternative bids. They reviewed the different options for roof replacements and informed the Board that the evaluation also includes the outer workings of HVAC units, but the electrical/mechanical evaluation would have to be extended to include the inner workings of the units.

Commissioner Wooten made a motion to proceed with the thermoplastic roof type as recommended by the Engineer. Vice Chairman Austin second.

Vote: 5/0

Board Appointments

- 1) Removed
- 2) Richmond Hill Law School. Commissioner Moxley made a motion to appoint Farron Jester to a 3-year term (December 2010-December 2013), second by Vice Chairman Austin.
Vote: 5/0
- 3) Crossroads Mental Health Board. Monta Day-Oliver's term on the Board expires December 31 and she is not eligible for re-appointment. Commissioner Moxley made a motion to appoint Chad Wagoner for a three-year term (January 2011-December 2013).
Vice Chairman Austin second.

Vice Chairman Austin also made a motion to recuse Chairman Wagoner from voting, second by Commissioner Wooten. Vote: 5/0

Vote on the original motion: 4/0 (Wagoner recused)

Consent Agenda

- 1) Health Department Contract-Medicare Staffing, Inc.
- 2) Budget Amendment-Health Department (pulled and placed under Board Action)
- 3) Budget Amendment- Soil and Water (Attachment A)
- 4) Soil and Water- NC Forestry Service (pulled and placed under Board Action)
- 5) Administration Contracts with USABLE Life and Employers Direct Health
- 6) Budget Amendment- Womble and Carlyle (Attachment B)

Commissioner Wooten made a motion to approve the Consent Agenda. Vice Chairman Austin second. Vice Chairman Austin requested to see the bill for Womble Carlyle. Chairman Wagoner stated that this bill was due to the letter the Board requested Womble Carlyle to write to address Ann Watkins letter.

Vote: 5/0

County Manager Church presented a report of the budget amendments under \$1,000 that he had approved in compliance with the FY2011 Budget Ordinance. (Attachment C)

Board Action

- (1) Jim Haynes presented a contract with Arcadis to add a booster pump station to the Asbury Church Road Project and a related budget amendment (Attachment D).

Vice Chairman Austin made the motion to approve the contract with Arcadis as presented and the related Budget Amendment. Commissioner Wooten second.

Vote: 5/0

- (2) County Manager Church requested the Board to authorize the Manager to negotiate a contract with Martin and Starnes to expand their review on the County's Internal Controls and prepare policies and procedures to correct internal control issues. Chairman Wagoner asked if this were a conflict of interest with the auditors. Manager Church responded that they will not be implementing the policies, so they will not be auditing themselves. Commissioner Garner stated the County has had the same issues, 3 years in a row, found by 2 different auditing firms and asked why we (the County) didn't fix them. Vice Chairman Austin stated that Martin and Starnes have more governmental experience. **Commissioner Wooten made a motion to authorize the Manager to negotiate a contract with Martin and Starnes to expand their review on the County's Internal Controls and prepare policies and procedures to correct internal control issues. Commissioner Moxley second.**
Vote: 5/0
- (3) Planning Director Christopher Ong and Cooperative Extension Director Nancy Keith made a request for a letter of support on a Rural Advancement Foundation International (RAFI) Grant application to support farmers by rehabilitating the current Farmers' Market structure owned by the Town of Yadkinville. Grant funds would go directly to the Farmers' Market Board. **Commissioner Garner made a motion to authorize a letter of support and application for the \$30,000 RAFI Grant. Commissioner Moxley second.**
Vote: 5/0
- (4) Soil and Water Director Jason walker presented a contract with the NC Forestry for approval to plant trees for buffer around the 5D Dam in compliance with the 404 permit requiring a conservation easement. The cost is \$255 per acre and includes maintenance for one year. **Commissioner Moxley made a motion to approve the contract with NC Forestry as presented. Vice Chairman Austin second.**
Vote: 5/0
- (5) Health Director Mike Reavis presented budget amendments (Attachment E) for the Board's approval. **Vice Chairman Austin made a motion to approve them as presented, Commissioner Garner second.** Commissioner Wooten amended the motion by adding a paragraph "In the future, all and any budget amendments are to be approved by the Health Board prior to being presented to the Board of Commissioners for approval." This motion failed for the lack of a second. County Manager Church stated this should apply to all Boards, not just the Health Board. Chairman Wagoner asked staff to review this and present something at the next meeting. The original motion made by Vice Chairman Austin stood as stated.
Vote: 5/0

Calendar Notes

Chairman Wagoner stated that the November 15th meeting will be recessed to November 16th at 9:00am for the Audit Presentation.

Recess

There was a 10 minute recess. Commissioner Garner left the meeting during the recess.

Manager's Report

- 1) County Manager Church informed the Board that Pay and Classification Study continues and they are currently interviewing employees.
- 2) County Manager Church introduced Todd Vestal as the new Public Building Maintenance Supervisor who started October 18.
- 3) There has been trespassing at 5D and violations are being reported to the local law enforcement authorities.
- 4) County Manager Church addressed the engineer's hesitation to begin the Hwy 21-Brooks Crossroads Sewer Project. Randy Darden is uncomfortable moving forward due to the 3/2 vote authorizing the project and the upcoming changes on the Board. After some discussion the Board reinforced its previous action to proceed with the project.

Commissioner Comments

Vice-Chairman Austin reported on the Howl O'Ween event. There were 186 rabies vaccinations and every animal available at the shelter (5) for adoption was adopted.

Commissioner Moxley reported on the 5D Ribbon Cutting; there was beautiful weather for the event and the water has gone up considerably. This project will benefit the County in the future.

Commissioner Wooten thanked Virginia Foxx and Jason Walker for the 5D Ribbon-Cutting.

Chairman Wagoner had several comments:

- 1) NWPTCOG- He received a letter concerning the merger of the Northwest PTCog and the PTCOG. They have asked the State to establish a procedure for the merger. The Board size will increase greatly due to so many municipalities involved. Chairman Wagoner (the Board's representative) will vote to send the request to the State to establish the merger procedure.
- 2) He received an invitation to the Groundbreaking of the East Bend Public Library building on Sunday, November 7 at 3:00pm.
- 3) The 5D Ribbon Cutting was incredible, beautiful fall colors and he was very glad this project happened.
- 4) November 2 is Election Day.
- 5) The Health Board appointments were pulled because one of the appointees doesn't wish to serve, hope that we (the Board) aren't giving the perception that people should fear from serving on Boards.

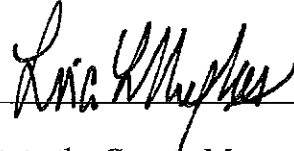
Attorney Jim Graham had no comments.

Commissioner Wooten made the motion to go into Closed Session under NCGS 143.318-11(a)(3) for Consultation with Attorney and under NCGS 143.318-11(a)(6) to discuss a Personnel matter. Vice Chairman Austin second.

Vote: 4/0

After returning from Closed Session, the Board took no action.

Commissioner Wooten made the motion to adjourn the meeting, Vice Chairman Austin second. Vote: 4/0



Prepared by
Asst. to the County Manager/HR Officer



Date Approved by the
Yadkin County Board of Commissioners